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Attorneys for Plaintiff Ford Motor Credit Company, LLC

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

FORD MOTOR CREDIT COMPANY, ) No. C 07-03301 RS  
LLC, a Delaware Limited Liability )  
Company, )

Plaintiff,

VS.

**LEWIS FAMILY ENTERPRISES, INC.,  
dba BOB LEWIS LINCOLN  
MERCURY, a California corporation,  
and STEVEN ROBERT LEWIS, an  
individual,**

Defendants.

No. C 07-03301 RS

**DECLARATION OF DONALD H. CRAM, III RE: NOTICE OF FORD CREDIT'S *EX PARTE* APPLICATION FOR WRIT OF POSSESSION AND FOR TEMPORARY RESTRAINING ORDER**

1 I, DONALD H. CRAM, III, declare and state:

2 1. I am an attorney who is licensed to practice in the State of California  
3 and before this Court. I am one of the attorneys of record for the plaintiff in this  
4 action, Ford Motor Credit Company, LLC. I make this declaration on my own  
5 personal and first-hand knowledge. If I were sworn as a witness before this Court I  
6 could testify competently and completely to the following facts.

7 2. On June 26, 2007, at approximately 10:30 a.m. I telephoned Steven  
8 Robert Lewis at (408) 497-0668. Mr. Lewis is the President of the defendant,  
9 Lewis Family Enterprises, Inc., dba Bob Lewis Lincoln Mercury ("Bob Lewis  
10 Lincoln Mercury").

11 3. I informed Mr. Lewis that Ford Motor Credit Company is submitting  
12 an Ex Parte Application to seek a Writ of Possession and to seek a temporary  
13 restraining order. I advised Mr. Lewis that if Bob Lewis Lincoln Mercury intends  
14 to oppose the application that it should file opposition promptly with the Court. I  
15 also advised Mr. Lewis that if the Court elects to set a specific time and location for  
16 a hearing on the application, I will give Bob Lewis Lincoln Mercury additional  
17 notice of the time and location of the hearing.

18 4. I electronically transmitted copies of the application and all supporting  
19 documents and the proposed orders to Mr. Lewis this morning at  
20 stevelewis@boblewis.com. A true and correct copy of my email correspondence to  
21 Mr. Lewis is attached hereto as "Exhibit A." A second copy will be sent to Mr.  
22 Lewis for overnight delivery on June 26, 2007. A copy of the Complaint was  
23 served on Bob Lewis Lincoln Mercury on June 25, 2007. The Ex Parte Application  
24 and all supporting documents will be served by hand on Bob Lewis Lincoln  
25 Mercury this afternoon once the pleadings are filed with the Court. A proof of  
26 service will be filed subsequently.  
27

1 I declare under penalty of perjury under the laws of the United States and the  
2 State of California that the foregoing is true and correct this 26<sup>th</sup> day of June 2007.  
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4 /s/ Donald H. Cram, III  
5 Donald H. Cram, III  
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2 **ATTESTATION**

3 I hereby attest that I have on file all holograph signatures for any signatures  
4 indicated by a "conformed" signature (/S/) within this efiled document.  
5

6 DATED: June 26, 2007

SEVERSON & WERSON  
A Professional Corporation

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8 By: /s/ Donald H. Cram, III  
9 Donald H. Cram, III

10 Attorneys for Plaintiff  
11 FORD MOTOR CREDIT COMPANY,  
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